

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

XPOINT TECHNOLOGIES, INC.,

Plaintiff,

v.

MICROSOFT CORP., et al.,

Defendants.

Civil Action No. 09-CV-00628 (SLR)

STIPULATION AND ORDER FOR EXTENSION OF TIME

WHEREAS, Plaintiff and Defendants Freescale Semiconductor, Inc. (“Freescale”), Marvell Semiconductor, Inc. (“Marvell”), and Sprint Nextel Corporation (“Sprint”) are currently in negotiations regarding a response date to the Amended Complaint for Patent Infringement;

IT IS HEREBY STIPULATED by Plaintiff, Freescale, Marvell, and Sprint, subject to the approval of the Court, that, Freescale, Marvell, and Sprint’s time to answer, move against or otherwise respond to the Amended Complaint in this action shall be extended to and including October 23, 2009.

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MARVELL SEMICONDUCTOR, INC.

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SO ORDERED, this _____ day of _____, 2009.

Judge